

## BEFORE THE OFFICE OF THE COMMISSIONER OF RAILROADS

## STATE OF WISCONSIN

In the Matter of the:

Petition of the Wisconsin Central Ltd. for the Closure of the Public Crossings of Its Tracks with 1<sup>st</sup> Street and Blackburn Street in the Village of Bruce, Rusk County

9164-RX-807

**NOTICE OF POSTPONEMENT  
SECOND NOTICE OF RESCHEDULED HEARING**

By email dated September 18, 2013, William G. Thiel, attorney for the Village of Bruce, requested a postponement of the hearing scheduled for September 25. The postponement would allow the Village of Bruce an opportunity to review the engineering study prepared for the railroad by Benesch, a consulting engineering firm. The Wisconsin Central Ltd. (WCL) concurred in the postponement. **The hearing scheduled in this matter for September 25 is hereby POSTPONED. The new hearing date is set forth below.**

By letter dated June 3, 2013 the WCL filed a petition with the Office of the Commissioner of Railroads (OCR) under Wis. Stat. §§ 195.28 and 195.29 for the closure of the public crossings of its tracks with 1<sup>st</sup> Street and Blackburn Street in the Village of Bruce, Rusk County (Crossing Nos. 691 253N / MP 121.36 and 691 248S / MP 121.18). When a crossing is closed, the roadway is terminated at the tracks and permanently closed to public travel.

The issues for the hearing are:

1. Would closure of the crossing promote public safety and convenience?
2. If the crossing remains open, what warning devices would be necessary to adequately protect and promote public safety?
3. How shall the costs of the crossing closure be apportioned?

The Wisconsin Central Ltd. shall have the burden of proof on all issues.

If this proceeding is contested, it is deemed to be a Class I proceeding as defined in §227.01, Stats.

PLEASE NOTE: The Office will hold a public hearing at the **Village Hall, 100 W. River Avenue, Bruce, Wisconsin, on November 6, 2013 at 1:00 p.m. and continuing at 6:30 p.m.**


The OCR publishes all notices, orders, proposed decisions and final decisions on the Internet at either <http://ocr.wi.gov/apps40/dockets/default.aspx> or <http://psc.wi.gov/>

Upon reasonable notice, the Office will accommodate the needs of disabled individuals. Contact the Office at (608) 266-9536, (608) 267-1479/TTY, or (Fax) (608) 261-8220, or by writing to the Office at 610 N. Whitney Way, Room 110, PO Box 7854, Madison, Wisconsin 53707-7854.

Please contact the OCR staff with any questions, at (608) 266-0276.

Dated at Madison, Wisconsin, September 19, 2013.

By the Office of the Commissioner of Railroads.

  
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Douglas S. Wood, Hearing Examiner

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